PTO/S8/36 (09-Q4)

Approved for use through 07/31/2006. OMB 0651-0031 U.S. Petent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 10/722,658-Conf. #7662 **RESCISSION OF PREVIOUS** NONPUBLICATION REQUEST Filing Date November 24, 2003 (35 U.S.C. 122(b)(2)(B)(ii)) First Named Inventor Michael E. Lopata AND, IF APPLICABLE, NOTICE OF FOREIGN FILING MECHANIZED UNIT FOR PROTECTIVELY (35 U.S.C. 122(b)(2)(B)(iii)) ENCASING A UTILITY IN A TRENCH WITH Title PROCESSED EXCAVATED TRENCH **MATERIAL** Send completed form to: MS PGPUB Atty Docket Number 04637/0200427-US0 Commissioner for Patents P.O. Box 1450 Art Unit N/A Alexandria, VA 22313-1450 Examiner Not Yet Assigned A request that the above-identified application not be published under 35 U.S.C. 122(b) (nonpublication request) was included with the above-identified application on filing pursuant to 35 U.S.C. 122(b)(2)(B)(i). I hereby rescind the previous nonpublication request. If a notice of foreign or international filing is or will be required by 35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c), I hereby provide such notice. This notice is being provided no later than forty-five (45) days after the date of such foreign or International filing. If a notice of subsequent foreign or international filing required by 35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c) was not filed within forty-five (45) days after the date of filing of the foreign or international application, the application is ABANDONED, and a petition to revive under 37 CFR 1.137(b) Is required. See 37 CFR 1.137(f). November 23, 2004 Date S. Peter Ludwig 25,351 Typed or printed name Registration Number, if applicable PROCESSED BY (212) 527-7770 PG PUB DIVISION Telephone Number NOV 2 4 2004 RECEIVED **USPTO-PG PUBS** NOV 2 3 2004 This request must be signed in compliance with 37 CFR 1.33(b).

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Application No. (if known): 10/722,658

Attorney Docket No.: 04637/0200427-US0

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DATE: November 23, 2004

PTO IDENTIFIER: Application Number 10/722,658-Conf. #7662

Patent Number

Inventor: Michael E. Lopata

MESSAGE TO: Pre-Grant Publication Division

FAX NUMBER: (703) 305-8568

FROM: DARBY & DARBY P.C.

Marie Collazo

**PHONE:** (212) 527-7764

**Attorney Dkt. #:** 04637/0200427-US0

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P.O. Box 5257, New York, New York 10150-5257 Telephone: (212) 527-7700 Facsimile: (212) 753-6237